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DATE: 9/28/10 TIME: 11.25AM

EXCISE TAX STAMP: _____

BOOK: 1441 PAGE: 320

After recording return to:
Michael M. Thompson ✓
Van Winkle, Buck, Wall, Starnes and Davis, P.A.
422 South Main Street
Hendersonville, NC 28792

(recording info above)

STATE OF NORTH CAROLINA

**DECLARATION OF AMENDED
AND RESTATED RESTRICTIVE
COVENANTS FOR MOUNTAIN
VALLEY SUBDIVISION**

COUNTY OF HENDERSON

THIS DECLARATION entered into between Mountain Valley Homeowners Association, Inc., a North Carolina Corporation, Dan L. Ducote, Dan Ducote Enterprises, Inc., and the undersigned property owners of Mountain Valley Subdivision.

WHEREAS, Dan L. Ducote and Dan Ducote Enterprises, Inc., subjected certain real property in Hendersonville Township, Henderson County, North Carolina, known as Lots 1 through 127 inclusive, Phases I through V, inclusive, Mountain Valley Subdivision, to certain restrictive covenants by means of an instrument entitled Restrictive Covenants for Mountain Valley Subdivision, recorded in Deed Book 664 at Page 729, in the Henderson County, North Carolina Register of Deeds (the "Original Declaration"); and,

WHEREAS, certain plat maps have been recorded which describe Lots 1 through 127 inclusive, Phases I through V, inclusive of Mountain Valley and certain declarations, amendments and restatements have been recorded in the Henderson County, North Carolina Register of Deeds, at Deed Book 674 at Page 473; Deed Book 696, at Page 25 (Section 2); Deed Book 738, at Page 15 (Section 3) and Deed Book 1098 at Page 518 (Section 3) and Deed Book 729 at Page 421 (Section 3); Deed Book 760, at Page 131, (Section 4) and Deed Book 839 at Page 75 (Section 4); Deed Book 865, at Page 119 (Section 5), (hereinafter collectively known as the "Mountain Valley Declarations"); and,

WHEREAS, Dan L. Ducote and Dan Ducote Enterprises, Inc. desire to transfer ownership and responsibility to the Mountain Valley Homeowners Association, Inc. for maintenance of all common areas not currently part of an existing lot of the Mountain Valley Subdivision, including but not limited to the subdivision entrance median, the stone entrance posts, planting areas and lighting on either side of the main entrance, the median in the center of Kalmia Court cul-de-sac and the one (1) foot wide strip reserved by the developer shown on the easternmost side of the plat titled Mountain Valley Subdivision Section V, Lots 107 through 127, filed in the office of the Register of Deeds of Henderson County, North Carolina on Plat Slide 1864; and,

WHEREAS, Dan L. Ducote and Dan Ducote Enterprises, Inc., desire to designate and assign the management and enforcement of these amended and restated restrictive covenants to the Board of the Mountain Valley Homeowners Association, Inc. for the above referenced lots at such time as it relinquishes developer control as defined and enumerated in Paragraph 33 herein; and,

WHEREAS, Dan L. Ducote and Dan Ducote Enterprises, Inc., desire to retain the right to grant minor variances to any of the restrictions herein set out for the sale and construction of new family dwellings by Dan L. Ducote and Dan Ducote Enterprises, Inc.; and,

WHEREAS, the undersigned are owners of the lots and real estate comprising Mountain Valley Subdivision and wish to make certain additions and amendments to said Restrictive Covenants; and,

WHEREAS, Dan L. Ducote, Dan Ducote Enterprises, Inc. and the Mountain Valley Homeowners Association, Inc. Board join in this instrument to certify and approve said Amendments and Restrictions.

NOW, THEREFORE, Mountain Valley Subdivision Declarations governing Lots 1 through 127 inclusive, Phases I through V inclusive as defined by the recorded plats referenced herein in Mountain Valley Subdivision, are hereby amended by striking them in their entireties, except for the purpose of preserving legal descriptions, if any, found in the Mountain Valley Subdivision Declarations and by substituting therefore the following Amended and Restated Declaration of Restrictive Covenants which shall run with said properties and by which Mountain Valley Subdivision shall be governed.

NOW, THEREFORE, Developer declares that Lots 1 through 127 inclusive, Phases I through V inclusive, of Mountain Valley Subdivision recorded in the Henderson County Registry, are held and shall be held, conveyed and hypothecated or encumbered, leased, rented, used, occupied and improved, subject to the provisions of this Declaration, all of which are declared and agreed to be in furtherance of a plan for the development, improvement and sale of said lots and parcels and are established and agreed upon for the purpose of enhancing and protecting the value, desirability and attractiveness thereof. The provisions of this Declaration are intended to create mutual equitable servitudes upon each of said lots and parcels; to create reciprocal rights between the respective owners of all such lots and parcels; to create privity of contract and estate between the owners of such lots, their heirs, successors and assigns, operate as covenants running with the land for the benefit of each and all other such lots and parcels in the Development and their respective owners, present and future.

PURPOSE: The primary purpose of this Declaration and the foremost consideration in the origin of the same is to submit Mountain Valley Subdivision to those amended restrictions and continue the enhancement of a residential, planned community which is aesthetically pleasing and functionally convenient; attracting residents seeking privacy, security and superior facilities in a beautiful environment.

1. Definitions.

- a. **Mountain Valley Subdivision, Subdivision or Mountain Valley:** The property identified as Lots 1 through 127 inclusive, Phases I through V inclusive, described on the plats entitled Mountain Valley Subdivision, filed in the office of the Register of Deeds of Henderson County, North Carolina in Cabinet A, Slides 215, 215A, 287 and 287A and Plat Slides 507, 508, 769, 972, 973, 1864 and 3884. Also included in the Mountain Valley Subdivision by request of the lot owner is the property conveyed to Diane Huxford described in deed recorded in Deed Book 1166 at Page 83, Henderson County Registry.
- b. **Lot:** Shall refer to Lots 1 through 127 inclusive, Phases I through V inclusive in the Mountain Valley Subdivision designated according to the aforementioned land plats recorded in the Henderson County Registry and the aforementioned property conveyed to Diane Huxford described in Deed Book 1166 at Page 83, Henderson County Registry.
- c. **Mountain Valley Homeowners Association, Inc. (MV HOA):** The organization established by the homeowners owning lots in the Mountain Valley Subdivision and governed by the "By-Laws of Mountain Valley Homeowners Association, Inc."
- d. **Developer:** Developer shall refer to Dan Ducote Enterprises, Inc., Dan L. Ducote, President.

- e. **Boarding, Lodging or Rooming House:** A building, house or dwelling wherein sleeping accommodations and other services may be provided to any person who is not a member of the family occupying the dwelling unit or for any fee, payment or value to any person. A dwelling rented to one other family during the absence of the family who owns the dwelling unit is not considered to be a boarding, lodging or rooming house.
- f. **Designated Property Adjacent to Mountain Valley Subdivision:** The following property owned or formerly owned by Dan L. Ducote and/or Dan Ducote Enterprises, Inc. and conveyed to the individuals cited **IS NOT SUBJECT TO THESE RESTRICTIVE COVENANTS.**
 - 1) That property conveyed to Charles Thomas Beckett and wife, Kathy Beckett described in deed recorded in Deed Book 1239 at Page 453 and Deed Book 1300 at Page 310, Henderson County Registry,
 - 2) That approximate two acre tract where the Dan Ducote Construction Company office is currently located known as 1 Mountain Valley Drive and being identified as Henderson County Tax Parcel ID Number 99-72984 (portion of Deed Book 845 at Page 683, Henderson County Registry) and Henderson County Tax Parcel ID Number 99-44160 (portion of Deed Book 721 at Page 723, Henderson County Registry).
 - 3) That tract known as "Mountain Valley Annex" consisting of a 10.88 acre tract (more or less) identified as Henderson County Tax Parcel ID Number 99-59063, being a portion of that property described in Deed Book 758 at Page 431, Henderson County Registry and Henderson County Tax Parcel ID Number 10-06839, being a portion of the property described in Deed Book 1147 at Page 411, Henderson County Registry and those 4 tracts conveyed to:
 - a) Jeffrey W. Therrien described in Deed Book 1261 at Page 507, Henderson County Registry, b) conveyed to Gerald Katz described in Deed Book 1303 at Page 561, Henderson County Registry, c) conveyed to Jay Cohen described in Deed Book 1303 at Page 561, Henderson County Registry, and d) conveyed to Kathleen Rutter described in Deed Book 1184 at Page 521, Henderson County Registry.

2. Residential Use.

All lots in the Mountain Valley Subdivision as designated in Paragraph 1b. above shall be used solely for residential purposes, and no trade or business of any kind may be carried on therein. The use of a portion of a lot's dwelling as an office by the owner or occupant will not be considered to be a violation of this covenant if not more than twenty-five percent (25%) of the residence is used for a home occupation, and such use does not create regular customer, client, or employee traffic.

3. Lot Size.

Lots are designated according to the aforementioned land plats for Mountain Valley Subdivision. No lot shall be subdivided except where portions of adjacent lots are combined and such combinations shall be permitted only if the resulting lots comply with all zoning regulations.

4. Streets.

The North Carolina State Highway Department, the public utilities companies, and the Declarants have a sixty (60) feet right-of-way, thirty (30) feet from the center of state roads, to build, repair and maintain the street, shoulders, drainage areas, street signs and utilities. Private roads within the Mountain Valley subdivision have rights-of-way from twenty (20) feet to sixty (60) feet and are so specified and described on the plats designated in Paragraph 1.a Each lot owner with a private road on his/her property or abutting a private road and using it for

access to his/her property shall participate equally in the maintenance of said road. Each private road within the Mountain Valley subdivision shall remain a private road unless all lot owners abutting the private road unanimously petition the NC DOT to accept the road and the NC DOT accepts the road for inclusion in the state system. Dan L. Ducote and Dan Ducote Enterprises, Inc., their heirs and assigns, hereby reserves a right of way for purposes of access and utilities over all of the roadways and rights of way within Mountain Valley Subdivision as shown on the recorded plats referenced in Paragraph # 1.a. infra to that real property described in Paragraph 1.f., Designated Property Adjacent to Mountain Valley Subdivision.

5. **Common Areas.** The areas in front of the entrance fences, in the middle of Mountain Valley at the entrance where the signage and plantings reside and in the center of the Kalmia Terrace Court cul-de-sac and the one (1) foot strip at the easternmost side of the property in Plat Slide 1864, are designated as common areas. It is the responsibility of the Mountain Valley Home Owners Association, Inc. to maintain and care for these common areas, including the lighting at the front entrance.
6. **Property Access.**
No lot in Mountain Valley shall be used for vehicle access to any other property outside Mountain Valley.
7. **Structures.**
No more than one (1) residence shall be built on any one (1) lot. An attached garage of at least four hundred (400) square feet for housing of personal cars shall be built and maintained. A utility or tool shed may be built if it is built as far back from the street in front of the house as the most distant portion of the rear of the house is located from the street in front of the house and no less than fifty (50) feet from the center of a side or adjacent street if the property is located on a corner or between two streets. A utility or tool shed may be built only with the approval of the Developer as defined in Paragraph 1d. above, or his assigns. Mobile homes (single, double, triple wide), modular homes and/or prefabricated homes are strictly prohibited from being placed on subject lots.
8. **Structure Sizes.**
The ground floor area of the main structure, exclusive of garage, deck and unenclosed or enclosed porches, shall have a minimum of 1500 square feet of living area; except a house that has more than one level above grade/ground, may have a minimum of 1300 square feet on the main level, exclusive of garage, deck and unenclosed or enclosed porches. Variances for structure size granted prior to the execution of this Declaration are grandfathered.
9. **Temporary Buildings.**
No other detached building shall be erected on any lot, nor shall any structures of temporary character be used as a permanent residence.
10. **Construction.**
Plans for the construction of new residences or major additions of 800 square feet or greater shall be submitted to the Developer or his assigns in order to verify conformity to existing covenants at least thirty (30) days prior to commencement of construction. Materials for construction shall be chosen which are consistent with the existing architecture of the subdivision. All above grade concrete or cement block walls shall be covered with brick, stone, siding or stucco. All materials for a new residence or remodeling shall be stored during construction on the site where construction is taking place so as to minimally impact adjoining lots. All construction waste shall be disposed of in a proper manner. All post construction materials and equipment shall be removed from the site within one month of completion of construction.

11. Sanitation.

No unsanitary condition prejudicial to the public health shall be permitted in the Subdivision. All plumbing, lavatories and sanitary devices must be built indoors and connected with sewerage system or with the outside septic tanks and cesspools approved by the Henderson County Health Department. No liquid wastes of any description shall be drained, dumped or disposed of in any way into open ditches or watercourses. Trash, garbage or other wastes shall be kept in sanitary containers until disposed of. No lot, or any portion thereof, shall be used or maintained as a dump or landfill. No materials or machinery shall be stored on empty lots. The burning of household trash or garbage is prohibited.

12. Utility Easements.

Easements five (5) feet in width are reserved along the side of lot lines and fifteen (15) feet on rear lot lines for the installation and maintenance of all utilities including but not limited to telephone, gas, electric, water, TV, cable as well as sewers and drainage facilities and ditches on lots fronting on state roads. For adjacent lots, half of the easement shall be on each lot. Easements on lots fronting on private roads shall be as stipulated in individual deeds. These easements may also be used for utility access for Mountain Valley lot owners other than that of easement property owners.

Dan L. Ducote and Dan Ducote Enterprises, Inc., their heirs and assigns, hereby reserves a right of way for purposes of utility access, maintenance, installation, extension and/or connection over the real property within Mountain Valley Subdivision as shown on the recorded plats referenced in Paragraph # 1.a. infra to that real property described as Paragraph 1.f., Designated Property Adjacent to Mountain Valley Subdivision.

13. Setbacks.

Due to the varying slope of the terrain within the Subdivision, the setback requirements are varied as follows:

- a. **Lots 1 through 30:** The front structural wall of any residence shall be located not closer than sixty (60) feet from the center of the street. No residence shall be built closer than fifteen (15) feet to either side unless the owner owns more than one (1) contiguous lot.
- b. **Lots 31 through 45:** The front structural wall of any residence shall be located not closer than forty-five (45) feet from the center of the street. No residence shall be built closer than fifteen (15) feet to either side unless the owner owns more than one (1) contiguous lot.
- c. **Lots 46R through 127:** The front structural wall of any residence shall be located not closer than forty (40) feet from the center of the street or center of the designated right-of-way for lots 62 and 74 through 127. No residence shall be built closer than five (5) feet to either side unless the owner owns more than one (1) contiguous lot.

Variances for setbacks granted by the Developer prior to the execution of this Declaration are grandfathered.

14. Fences.

Any fence within the front or side yard shall be of an ornamental nature and shall not be more than three (3) feet in height, excluding fence posts, and should be approved by the Developer or his assigns. Fences made of chain link, welded wire or woven wire is permitted **only** in the back of each lot behind the home. Chain link, welded wire or woven wire fences are strictly prohibited in the front and/or side yard.

15. Driveways.

Driveways shall be hard surfaced and constructed of either concrete or asphalt. Ample parking for all vehicles shall be provided in the garage and driveway area to eliminate all need to park any vehicle in the yard or on the street. Exception:

the driveways on Lots 61R, 78 and Lot 60R may remain gravel and/or crushed stone.

16. *Swimming Pools and Hot Tubs.*

No swimming pool may be erected in front of or beside a structure and no closer than fifteen (15) feet from a side lot line. Any swimming pool in the Subdivision must be fenced or enclosed in such a manner as not to cause a hazard to the Subdivision. No separate bathroom or dressing room structure shall be permitted. Permanently installed above ground swimming pools are prohibited. Hot tubs should be placed to minimize view from streets and neighbors.

17. *Sight Obstructions.*

No fence, wall, hedge, shrub or tree which obstructs sight lines at elevations between two (2) and six (6) feet above a roadway shall be placed or permitted to remain in any corner lot within the triangular area formed by the property lines and a line connecting them at points twenty-five (25) feet from the intersection of the street property lines.

18. *Extraneous Structures.*

Extraneous structures, including but not limited to children's play sets, satellite dishes or disks, antennas, containers and others shall be placed to minimize visibility from streets and adjacent neighbors and maintained in good condition.

19. *Utilities and Tanks.*

All utilities installations -- such as electricity, telephone, natural gas, TV cable and other utilities lines -- shall be underground. Any exterior fuel tank shall be fully buried so that the soil above the tank is at a level consistent with the contour of the yard adjacent to the tank.

20. *Signs.*

No billboard or signboard (except suitable sign for sale of site) shall be maintained on said site. Temporary signs, such as garage sales, should be erected and removed in a timely manner. Political signs are subject to and regulated by the restrictions and limitations set forth in NC General Statutes Chapter 47F-3-121 (2). The Developer is permitted to place construction site signs when and where necessary within Mountain Valley Subdivision.

21. *Animals.*

No horse, cow, hog, goat, chicken or other similar animal shall be kept or maintained on said property or any portion thereof except domestic pets. Further, all Henderson County ordinances dealing with pet control (particularly dogs) shall be observed by all property owners. The intentional feeding or baiting of wild animals that may result in the injury of subdivision residents or damage to property is strictly forbidden.

22. *Recreation Equipment and Vehicles.*

Commercial trucks, motorized recreational campers, travel trailers, boats and carriages for boats may be parked or stored on the lots covered by this Declaration only if they are as far back from the street in front of the house as the most distant portion of the rear of the house is located from the street in front of the house and no less than sixty (60) feet from the center of a side or adjacent street if the property is on a corner lot or located between two streets respectively. None of the above may be used as a residence.

23. *Boarding, Lodging or Rooming House.*

Boarding, lodging and/or rooming houses are strictly prohibited in the Mountain Valley Subdivision. Rentals to one other family on an annual basis are allowed.

24. *Offensive Activities.*

No noxious or offensive activity shall be carried on upon a lot nor shall anything be done thereon tending to cause embarrassment, discomfort, annoyance or nuisance to the neighboring properties.

25. Unsightly Conditions.

It shall be the responsibility of each lot owner to prevent and correct the development of any unclean, unsightly or unkempt conditions of buildings or grounds on his/her lot.

26. Clotheslines.

All clotheslines shall be of a temporary nature, shall be in an enclosed area located to the side or the rear of the dwelling and shall be minimally visible from an adjacent dwelling or street.

27. Period of Covenants.

These covenants, limitations, restrictions, reservations and uses are to run with the land, to take effect immediately upon recordation in the Henderson County Registry, and shall be binding upon all parties and all persons claiming under them for a period of twenty-five (25) years from the date these covenants are recorded, at which time these covenants, limitation, restrictions, reservations and uses shall be automatically extended for successive periods of ten (10) years each unless it is agreed by vote of two-thirds (2/3) majority of the owners of the lots of said Mountain Valley Subdivision to change the same. Each lot owner may have as many votes as the number of lots owned by said lot owner.

28. Enforcement.

It shall be lawful for the Mountain Valley Home Owners Association Board or the Owners of any lot or lots in said subdivision to institute and prosecute any proceedings, at law or in equity, against the person or persons violating or threatening to violate these covenants.

29. Acceptance and Amendments.

It is understood and agreed, and subsequent grantees expressly agree by acceptance of a deed conveying any lot in this Subdivision, that any portion of the restrictive covenants may be released, changed, modified or amended by two-thirds (2/3) majority vote of the then property owners of this subdivision. Each lot owner may have as many votes as the number of lots owned by said lot owner. The written and recorded modifications of these restrictions, signed by the owners of two-thirds (2/3) majority of the lots of the Subdivision, shall be sufficient to constitute an amendment of these restrictions without notification to any person or persons.

30. Assessments.

The Mountain Valley Home Owners Association, Inc. shall have the authority to assess its members and property owners for expenditures for utilities, for improvements and maintenance of the Subdivision entrance area and common areas, and for maintenance or operation, which is deemed by the Association to be beneficial to the Subdivision as a whole. No assessment shall be made without a two-thirds vote of approval by the membership of the association present at the annual meeting having a quorum. Further, no assessments shall be made for or against any of the lots currently owned by the Developer until such time as said lots are sold and conveyed by the Developer.

31. Supersedure.

Upon the effective date of these amended and restated covenants, all conflicting provisions of the previously effective Restrictive Covenants and Amendments shall be superseded.

32. Planned Community Act.

Mountain Valley Subdivision, the Mountain Valley Homeowners Association, Inc. and the Mountain Valley Homeowners Association Board were all created prior to January 1, 1999. Pursuant to NC General Statutes Chapter 47F 1-102(c), said subdivision, association and board elect to remain exempt from the North

Carolina Planned Community Act and further elect **NOT** to fall within the purview of this Act.

33. Developer Control

"Developer Control Period" shall mean the time in which Developer may exercise certain exclusive rights to grant minor variances to these Restrictive Covenants for the construction of new residences without the joinder or signature of any lot owner and/or the Mountain Valley Homeowners Association, Inc. The Developer Control Period shall be for so long as said Developer owns any real property within the confines of Mountain Valley Subdivision as determined by the plats of Mountain Valley Subdivision recorded in the Henderson County Registry or July 1, 2015. Upon the sale of the last lot owned by the Developer or by formal assignment by the Developer or upon reaching the date of July 1, 2015, control and enforcement of these covenants shall transfer in their entirety to the Board of the Mountain Valley Homeowners Association, Inc. THE FUTURE OWNERS OF LOTS IN MOUNTAIN VALLEY SUBDIVISION ACKNOWLEDGE, BY THEIR PURCHASE OF SAID PROPERTY, THE REASONABLENESS OF THE ABOVE TIME PERIODS.

IN TESTIMONY WHEREOF, the undersigned have hereunto set their hands and seals, this the day and year first above written.

MOUNTAIN VALLEY HOMEOWNERS ASSOCIATION, INC.

By: [Signature] (SEAL)
President, Mountain Valley Homeowners Association, Inc.

[Signature] (SEAL)
DAN L. DUCOTE

DAN DUCOTE ENTERPRISES, INC.

By: [Signature] (SEAL)
DAN L. DUCOTE, President

**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

I, Kim FRISBEE, a Notary Public of the aforesaid County and State, do hereby certify that **DAN L. DUCOTE** personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Witness my hand and notarial seal, this the 14th day of January, ~~2009~~ 2010 ~~KF~~

My Commission Expires:
8-13-12

[Signature]
NOTARY PUBLIC

SEAL/STAMP



**STATE OF NORTH CAROLINA
COUNTY OF HENDERSON**

I, Kim FRISBEE, a Notary Public of the aforesaid County and State, do hereby certify that **DAN L. DUCOTE, President of DAN DUCOTE ENTERPRISES, INC.**, personally appeared before me this day and that he as President, being authorized as such to do so, executed the foregoing on behalf of the Corporation. Witness my hand and notarial seal, this the 14 day of January, ~~2009~~ 2010 ~~KF~~

My Commission Expires:
8-13-12

[Signature]
NOTARY PUBLIC

SEAL/STAMP



STATE OF NORTH CAROLINA
COUNTY OF HENDERSON

I, Kim FRISBEE, a Notary Public of the aforesaid County and State, do hereby certify that DAN L. DUCOTE, **President of MOUNTAIN VALLEY HOMEOWNERS ASSOCIATION, INC.**, personally appeared before me this day and that he as President, being authorized as such to do so, executed the foregoing on behalf of the Corporation. Witness my hand and notarial seal, this the 14th day of January, 2009. *2010 kmf*

My Commission Expires:
8-13-12

Kim Frisbee
NOTARY PUBLIC

SEAL/STAMP

22-MMT\11144-0067\MOUNTAIN VALLEY RESTRICTIVE COVENANTS (11144-0067)
DMS:4825-7346-2787v1|11144-11144-0067|8/31/2009



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 4th day of August, 2010.

F. Beamer (seal)
Owner: F. Beamer Lot 42

Betty J. Beamer (seal)
Owner: Betty J. Beamer Lot 42

Gladys M. Davis (seal)
Owner: Gladys M. Davis Lot 43

Robert A. Davis (seal)
Owner: Robert A. Davis Lot 43

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Witness _____

____ (seal)
Owner: _____ Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Robert N. ARMSTRONG (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence F. BEAMER + Betty JEAN Beamer, Gladys M. DAVIS
ROBERT A. DAVIS

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 4 day of August, 2010.

My commission expires: 8/12/12 Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 29th day of July, 2010.

Diane E. Huxford (seal)
Owner: Diane E. Huxford Lot 0

Thomas S. Freeman (seal)
Owner: THOMAS S. FREEMAN Lot 103

Joanne E. Freeman (seal)
Owner: Joanne E. Freeman Lot 103

____ (seal)
Owner: _____ Lot _____

____ (seal)
Witness _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

____ (seal)
Owner: _____ Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I, Kim FRISBEE, a Notary Public of County and State aforesaid, certify that ROBERT N. ARMSTRONG (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence DIANE E. HUXFORD, THOMAS S. FREEMAN

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 29th day of July, 2010.

My commission expires: 8-13-12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 26th day of June, 2010.

Phillip W. Smolka (seal)
Owner: Phillip W. Smolka Lot 40

Sylvia Smolka (seal)
Owner: Sylvia Smolka Lot 40

Judy Byrd (seal)
Owner: Judy Byrd Lot 14

Robert Milks (seal)
Owner: ROBERT MILKS Lot 8

Dreama Milks (seal)
Owner: Dreama Milks Lot 8

Witness _____ (seal)

Owner: _____ Lot _____ (seal)

Owner: _____ Lot _____ (seal)

Owner: _____ Lot _____ (seal)

Owner: _____ Lot _____ (seal)

Owner: _____ Lot _____ (seal)

Robert W. Armstrong (seal)
Witness Robert W. Armstrong

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Robert W. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Phillip W. Smolka, Sylvia Smolka, Judy Byrd, Robert Milks AND DREMA MILKS

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 26th day of June, 2010.

My commission expires: 8-13-12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 19th day of June, 2010.

[Signature] (seal)
Owner: George Alan Folger Lot 45

[Signature] (seal)
Owner: Shirley Folger Lot 45

[Signature] (seal)
Owner: Thomas W. Schmidt Lot 80

[Signature] (seal)
Owner: Roxanne Schmidt Lot 80

[Signature] (seal)
Owner: Thomas W. Schmidt Lot 81

[Signature] (seal)
Owner: Roxanne Schmidt Lot 81

[Signature] (seal)
Owner: Bruce E. King Jr Lot 82

[Signature] (seal)
Owner: PATRICIA M. KING Lot 82

[Signature] (seal)
Owner: Bruce E. King Jr Lot 83

[Signature] (seal)
Owner: Patricia M. King Lot 83

Witness _____ (seal)

[Signature] (seal)
Witness Robert N. Armstrong

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that Robert N. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence GEORGE ALAN FOLGER, Shirley Folger, Thomas W. Schmidt, Roxanne Schmidt, Thomas W. Schmidt, Roxanne Schmidt, Bruce E. King, Jr, PATRICIA M. King, Bruce E. King Jr, AND PATRICIA M. King

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 19th day of June, 2010.

My commission expires: 8-13-12

[Signature]
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 10th day of June, 2010.

Sherry A. Glatzer (seal)
Owner: Sherry A. Glatzer Lot 15

Charles S. Glatzer (seal)
Owner: Charles S. Glatzer Lot 15

Winnie Pittillo (seal)
Owner: WINNIE PITTILLO Lot 5

Brian Martin (seal)
Owner: Brian Martin Lot 24

Witness _____ (seal)

Carla Martin (seal)
Owner: Carla Martin Lot 24

Mark A. Mathes (seal)
Owner: MARK A. MATHES Lot 18

Clint Riser (seal)
Owner: Clint RISER Lot 9

Brad Thomas (seal)
Owner: BRAD THOMAS Lot 19

Dara Thomas (seal)
Owner: Dara Thomas Lot 19

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

Pamela R. Marks (seal)
Owner: Pamela R. Marks Lot 9

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Robert N. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Sherry A. GLATZER, Charles S. GLATZER, Winnie Pittillo, BRIAN MARTIN, CARLA MARTIN, MARK A. MATHES, Clint Riser, BRAD THOMAS, DARA THOMAS, Pamela R. Marks

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 10th day of June, 2010.

My commission expires: 8-13-12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 8th day of June, 2010.

Lenward W. Jones III (seal)
Owner: Lenward W. Jones III Lot 26

Karen G. Jones (seal)
Owner: Karen G. Jones Lot 26

Marvin A. Lovelace (seal)
Owner: MARVIN LOVELACE Lot 23 B

Barbara A. Lovelace (seal)
Owner: BARBARA A. LOVELACE Lot 23 B

Witness _____ (seal)

Marvin A. Lovelace (seal)
Owner: MARVIN LOVELACE Lot 25

Barbara A. Lovelace (seal)
Owner: BARBARA A. LOVELACE Lot 25

Marvin A. Lovelace (seal)
Owner: MARVIN LOVELACE Lot 27

Barbara A. Lovelace (seal)
Owner: BARBARA A. LOVELACE Lot 27

Owner: _____ (seal) Lot _____

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

Owner: _____ (seal) Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that Robert N. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Lenward W. Jones, III, Karen G. Jones, Marvin A. Lovelace and Barbara A. Lovelace, Marvin A. Lovelace and Barbara A. Lovelace, Marvin A. Lovelace and Barbara A. Lovelace

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 8th day of June, 2010.

My commission expires: 8-13-12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 7th day of June, 2010.

Thomas A. Brogan (seal)
Owner: Thomas A. Brogan Lot 58

Patricia S Brogan (seal)
Owner: PATRICIA S BROGAN Lot 58

Ted Duncan (seal)
Owner: Ted Duncan Lot 13

Robyn R Duncan (seal)
Owner: Robyn R Duncan Lot 13

Witness _____ (seal)

Dorothy Strandberg (seal)
Owner: Dorothy STRANDBERG Lot 6
STRANDBERG

Leona Messenger (seal)
Owner: LEONA MESSENGER Lot 17

Jerry L Marsh (seal)
Owner: JERRY L. Marsh Lot 22

Marguerite Marsh (seal)
Owner: Marguerite Marsh Lot 22

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that ROBERT N. ARMSTRONG (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Thomas A. Brogan AND Patricia S. Brogan, Robyn R. Duncan, Dorothy Strandberg, Leona Messenger, Jerry L. Marsh AND Marguerite Marsh

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 7th day of June, 2010.

My commission expires: 8/13/12

Kim Frisbee
Notary Public

(stamp/seal)



B1441 B337

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 4th day of June, 2010.

Mary Eleanor Marsh (seal)
Owner: MARY ELEANOR MARSH Lot 44

James Harry Marsh (seal)
Owner: JAMES HARRY MARSH Lot 44

Donald F. Bailey (seal)
Owner: Donald F. Bailey Lot 110

Elaine B. Bailey (seal)
Owner: Elaine B. Bailey Lot 110

Witness _____ (seal)

Michael L. Painter (seal)
Owner: MICHAEL L. PAINTER Lot 107

Christine M. Painter (seal)
Owner: CHRISTINE PAINTER Lot 107

Constance K. Weis (seal)
Owner: Constance K. Weis Lot 39

Theresa Palumbo (seal)
Owner: THERESA PALUMBO Lot 38

Nicholas Palumbo (seal)
Owner: NICHOLAS PALUMBO Lot 38

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

Stanley Rumbaugh (seal)
Owner: Stanley Rumbaugh Lot 111

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I, Kim FRISBEE, a Notary Public of County and State aforesaid, certify that ROBERT N. ARMSTRONG (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence MARY ELEANOR MARSH, JAMES HARRY MARSH, DONALD F. BAILEY, ELAINE B. BAILEY, MICHAEL L. PAINTER, CHRISTINE PAINTER, CONSTANCE K. WEIS, THERESA PALUMBO, NICHOLAS PALUMBO AND STANLEY RUMBAUGH (names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

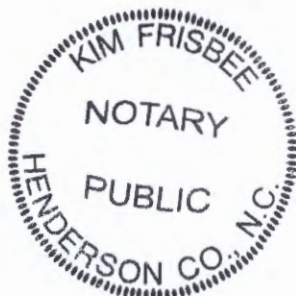
WITNESS my hand and official seal this the 4th day of June, 2010.

My commission expires: 8/13/10

Kim Frisbee
Notary Public

(stamp/seal)

DMS:4828-8835-5333v1|11144-11144-0067|1/15/2010
Signatures and Notary - subscribing witness



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 4th day of June, 2010.

Marcia Rumbaugh (seal)
Owner: Marcia Rumbaugh Lot 111

Claire Masternak (seal)
Owner: CLAIRE MASTERNAK Lot 16

James A. Frank (seal)
Owner: JAMES A. FRANK Lot 16

Charles Byrd (seal)
Owner: CHARLES BYRD Lot 29

Witness _____ (seal)

Barbara Byrd (seal)
Owner: Barbara Byrd Lot 29

Marilyn Comotto (seal)
Owner: Marilyn Comotto Lot 20

Don J. Comotto (seal)
Owner: DON J. COMOTTO Lot 20

Joseph Kellner (seal)
Owner: Joseph Kellner Lot 99

Jamagard Kellner (seal)
Owner: Jamagard Kellner Lot 99

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

Joseph Kellner (seal)
Owner: Joseph Kellner Lot 119

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Robert N. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence

MARCIA Rumbaugh, CLAIRE MASTERNAK, JAMES A. FRANK, CHARLES BYRD, BARBARA Byrd, Marilyn Comotto, DON J. Comotto, Joseph Kellner, Jamagard Kellner, Joseph Kellner

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 4th day of June, 2010.

My commission expires: 8/13/12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 4th day of June, 2010.

Imagard Kellner (seal)
Owner: Imagard Kellner Lot 119

Elizabeth R. Boers (seal)
Owner: ELIZABETH R. BOERS Lot 1

Ralph E Boers (seal)
Owner: RALPH E BOERS Lot 1

Paul G Schuette (seal)
Owner: Paul G Schuette Lot 41

Dorothy M Schuette (seal)
Owner: Dorothy M Schuette Lot 41

Witness _____ (seal)

Thomas M Dickey (seal)
Owner: THOMAS M. DICKEY Lot 52

Elizabeth Dickey (seal)
Owner: Elizabeth Dickey Lot 52

Jeffrey Smucker (seal)
Owner: JEFFREY SMUCKER Lot 86

Laurie Smucker (seal)
Owner: Laurie Smucker Lot 86

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

John J Bertke (seal)
Owner: John J Bertke Lot 31

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Robert N. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Imagard Kellner, Elizabeth R. Boers, Ralph E. Boers, Paul G. Schuette, Dorothy M Schuette, Thomas M. Dickey, Elizabeth Dickey, JEFFREY SMUCKER, LAURIE SMUCKER, JOHN J. BERTKE (names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 4th day of June, 2010.

My commission expires: 8-13-12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 4th day of June, 2010.

Jane K Bertke (seal)
Owner: JANE K. BERTKE Lot 31

John J Bertke (seal)
Owner: John J. Bertke Lot 32

Jane K Bertke (seal)
Owner: JANE K BERTKE Lot 32

Norris R. McDowell (seal)
Owner: NORRIS R. McDOWELL Lot 27

Witness _____ (seal)

Betty J. McDowell (seal)
Owner: Betty J. McDowell Lot 27

Edna Q. Kreigsmann (seal)
Owner: Edna Q. Kreigsmann Lot 2

R.M. Kreigsmann (seal)
Owner: R.M. Kreigsmann Lot 2

Lucy Butler (seal)
Owner: Lucy Butler Lot 4

Owner: _____ (seal) Lot _____

Robert N. Armstrong (seal)
Witness Robert N. Armstrong

Owner: _____ (seal) Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that Robert N. Armstrong (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence JANE K. BERTKE, JOHN J. BERTKE, JANE K BERTKE, NORRIS R. McDowell, BETTY J. McDOWELL, EDNA Q. KREIGSMAN AND R.M. KREIGSMAN, LUCY BUTLER

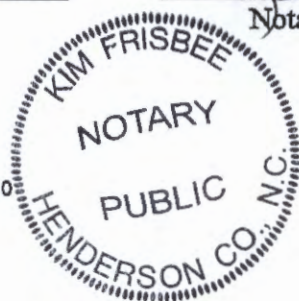
(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 4th day of June, 2010.

My commission expires: 8/13/12

[Signature]
Notary Public

(stamp/seal)



B1441 P341

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 29th day of July, 2010.

Gertrude Lunsford (seal)
Owner: Gertrude Lunsford Lot 126

John & Shirley Springer (seal)
Owner: John & Shirley Springer Lot 112

Frank & Vera Petrilli (seal)
Owner: Frank & Vera Petrilli Lot 113

Ella Rufatti (seal)
Owner: Ella Rufatti Lot 117

LARRY D. CRABTREE
[Signature] (seal)
Witness _____

Owner: _____ Lot _____

Owner: _____ Lot _____

Owner: _____ Lot _____

Owner: _____ Lot _____

Owner: _____ Lot _____

Witness _____

Owner: _____ Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Lisa Lowe, a Notary Public of County and State aforesaid, certify that Larry D. Crabtree (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Gertrude Lunsford, John & Shirley Springer, Frank & Vera Petrilli and Ella Rufatti

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 29th day of July, 2010.
My commission expires May 16, 2015
My commission expires: _____

Lisa Lowe
Notary Public

(stamp/seal)



B1441 P342

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 22nd day of July, 2010.

signature -> Frank G. Milligan (seal)
print name -> Owner: FRANK G. MILLIGAN Lot 105

Both Sign

Arun Southwick-Milligan (seal)
Owner: Arun Southwick-Milligan Lot 105

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Brandis L. Mallais (seal)
Witness Brandis L. Mallais

Deanne Murdoch (seal)
Witness Deanne Murdoch

STATE OF MICHIGAN COUNTY OF HURON

SUBSCRIBING WITNESS CERTIFICATION

I, Denise A. Kohr, a Notary Public of County and State aforesaid, certify that Frank G. Milligan and Arun Southwick-Milligan personally appeared before me this day,

executed and acknowledged the execution thereof of the foregoing instrument for the purposes therein expressed. Sworn to and subscribed to before me. WITNESS my hand and official seal this the 22nd day of July, 2010.

My commission expires: 7/15/2016

Denise A. Kohr
Notary Public
Denise A. Kohr, Notary Public
Huron County, Michigan
Acting in Huron County

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 20 day of JULY 2010.

Sandra Alter (Seal)
Owner SANDRA ALTER Lot 68

Sandra Alter (Seal)
Owner SANDRA ALTER Lot 48R

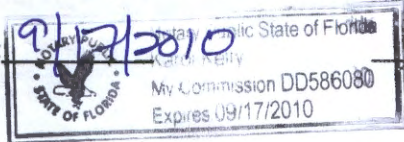
STATE OF Florida
COUNTY OF Miami-Dade

I, Karol Kelly, a Notary Public of the County and State aforesaid, certify that, Sandra Alter

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Sworn to and subscribed before me.

Witness my hand and official stamp or seal, this 20th day of July, 2010.

My Commission Expires: 9/17/2010 Karol Kelly
Notary Public



(stamp/seal)

B1441 R344

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 19th day of July 2010.

[Signature] (Seal)
Owner Robert L. Swanson Lot 72 R

N/A (Seal)
Owner N/A Lot

STATE OF Florida
COUNTY OF Palm Beach

I, Victoria Martin, a Notary Public of the County and State aforesaid, certify that, Robert L. Swanson personally appeared before me this day and acknowledged the execution of the foregoing instrument. Sworn to and subscribed before me.

Witness my hand and official stamp or seal, this 19th day of July, 2010.

My Commission Expires: 6/10/14

Victoria Martin
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 9th day of August, 2010.

Wanda Switzer (seal)
Owner: Wanda Switzer Lot 109
Wanda Switzer

Albert Switzer (seal)
Owner: Albert Switzer Lot 109
ALBERT SWITZER

Roy L. Clemmons (seal)
Owner: Roy L. Clemmons Lot 120
Roy L. Clemmons

Roy L. Clemmons (seal)
Owner: Roy L. Clemmons Lot 120
Roy L. Clemmons

Roy L. Clemmons (seal)
Owner: Roy L. Clemmons Lot 121
Roy L. Clemmons

Debra G. Clemmons (seal)
Owner: Debra G. Clemmons Lot 120
Debra G. Clemmons

Debra G. Clemmons (seal)
Owner: Debra G. Clemmons Lot 121
Debra G. Clemmons

Debra G. Clemmons (seal)
Owner: Debra G. Clemmons Lot 122
Debra G. Clemmons

Harold Showalter (seal)
Owner: Harold Showalter Lot 100
Harold Showalter

Linda Showalter (seal)
Owner: Linda Showalter Lot 100
Linda Showalter

BC Delapp (seal)
Witness _____
BARRY C DELAPP

Witness _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that B.C. Delapp (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Wanda Switzer, Albert Switzer, Roy L. Clemmons, Debra G. Clemmons, Harold Showalter and Linda Showalter

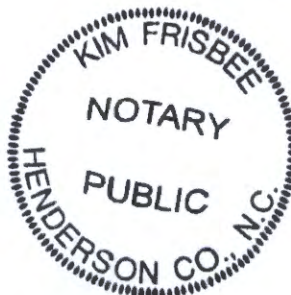
(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 9th day of August, 2010.

My commission expires: 8-13-12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 9th day of August, 2010.

Owner: George H. Houseworth (seal) Lot 97
GEORGE HOUSEWORTH

Owner: George H. Houseworth (seal) Lot 97A
GEORGE HOUSEWORTH

Owner: Marjorie Slocumb (seal) Lot 74
MARJORIE SLOCUMB

Owner: Leroy Slocumb (seal) Lot 74
LEROY SLOCUMB

Owner: Leroy Slocumb (seal) Lot 75
LEROY SLOCUMB

Owner: Marjorie Slocumb (seal) Lot 75
MARJORIE SLOCUMB

Owner: Leroy Slocumb (seal) Lot 76
LEROY SLOCUMB

Owner: Marjorie Slocumb (seal) Lot 76
MARJORIE SLOCUMB

Owner: Constance C. Watkins (seal) Lot 125
CONSTANCE C. WATKINS

Owner: Sara Purrington (seal) Lot 11
SARA PURRINGTON

BC Delapp (seal)
Witness
BARRY C DELAPP

Witness _____ (seal)

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that BARRY C. DELAPP (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence GEORGE HOUSEWORTH, GEORGE HOUSEWORTH, MARJORIE SLOCUMB, LEROY L. SLOCUMB, LEROY L. SLOCUMB, MARJORIE SLOCUMB, LEROY L. SLOCUMB, MARJORIE SLOCUMB, CONSTANCE C. WATKINS, SARA PURRINGTON

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 9th day of August 2010.

My commission expires: 8-13-12

[Signature]
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 9th day of August, 2010.

Vincent J. Rooney (seal)
Owner: VINCENT J. ROONEY Lot 7

Louise L. Rooney (seal)
Owner: LOUISE L. ROONEY Lot 7

BC Delapp (seal)
Owner: BARRY DELAPP Lot 91

Mary Ellen Delapp (seal)
Owner: MARY ELLEN DELAPP Lot 91

Mary Jane Cohoon (seal)
Owner: MARY JANE COHOON Lot 161

Glenn R. Cohoon (seal)
Owner: GLENN R. COHOON Lot 101

Carol J. Walp (seal)
Owner: CAROL J. WALP Lot 87

Barry Walp (seal)
Owner: BARRY WALP Lot 87

Sally J. Griffio (seal)
Owner: SALLY J. GRIFFIO Lot 88

James V. Griffio (seal)
Owner: JAMES V. GRIFFIO Lot 88

BC Delapp (seal)
Witness: BARRY C DELAPP

Witness

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that BARRY C. DELAPP (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence VINCENT J. ROONEY, LOUISE L. ROONEY, BARRY DELAPP, MARY ELLEN DELAPP, MARY JANE COHOON, GLENN R. COHOON, CAROL J. WALP, BARRY WALP, SALLY J. GRIFFIO, JAMES V. GRIFFIO

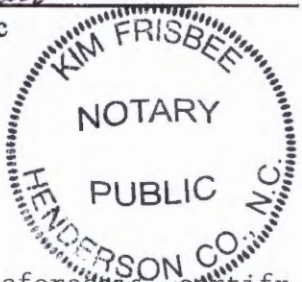
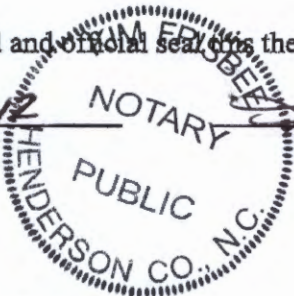
(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 9th day of August, 2010.

My commission expires: 8-13-12

Notary Public

(stamp/seal)



DMS:4828-8835-5333v1|11144-11144-0067|1/15/2010
Signatures and Notary - subscribing witness

State of North Carolina County of Henderson
I, Kim Frisbee, a Notary Public of the Sounty and State aforesaid, certify that Barry C. DeLapp, personally appeared before me this day and acknowledge the execution of the foregoing instrument for the purposes therein expressed. Sworn to an subscribed to before me. Witness my hand and official stamp this 9th day of August 2010.

My commission expires 8/13/12

Kim Frisbee
Kim Frisbee, Notary Public

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 9th day of August, 2010.

Owner: Thomas R. Lionetti (seal) Lot 92
THOMAS R. LIONETTI

Owner: Gerald L. Sharpe (seal) Lot 96
GERALD L. SHARPE

Owner: Gretchen G. Sharpe (seal) Lot 96
GRETCHEN G. SHARPE

Owner: Gerald L. Sharpe (seal) Lot 96a
GERALD L. SHARPE

Owner: Gretchen G. Sharpe (seal) Lot 96a
GRETCHEN G. SHARPE

BC Delapp (seal)
Witness BARRY C DELAPP

Owner: Bruce Holt (seal) Lot 3
BRUCE HOLT

Owner: Judy Holt (seal) Lot 3
JUDY HOLT

Owner: John McAloney (seal) Lot 90
JOHN McALONEY

Owner: Pam McAloney (seal) Lot 90
PAM McALONEY

Witness _____ (seal)

Owner: _____ (seal) Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that BARRY C. DELAPP (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence THOMAS R. LIONETTI, GERALD L. SHARPE, GRETCHEN G. SHARPE, GERALD L. SHARPE, GRETCHEN G. SHARPE, BRUCE HOLT, JUDY HOLT, JOHN McALONEY, PAM McALONEY

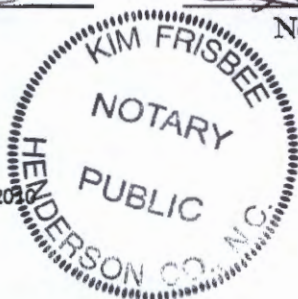
(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 9th day of August, 2010.

My commission expires: 8/13/12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 9th day of August, 2010.

SIGN - Robert T. Moroni (seal)
PRINT - Owner: Robert T. Moroni Lot 84

SIGN - Anna M. Moroni (seal)
PRINT - Owner: Anna M. Moroni Lot 84

Owner: D. MacSparran (seal) Lot 21
D. MACSPARRAN

Owner: _____ (seal) Lot 21

JANET D. MacSPARRAN (seal)
Owner: D. MacSparran Lot 23 CO OWN
D. MACSPARRAN

Owner: _____ (seal) Lot 23 CO OWN
JANET D. MACSPARRAN

Owner: Timothy Lee Boone (seal) Lot 34
Timothy Lee Boone

Owner: Janice Boone (seal) Lot 34
JANICE BOONE

Owner: _____ (seal) Lot _____

BC Delapp (seal)
Witness _____
BARRY C DELAPP

Witness _____ (seal)

Owner: _____ (seal) Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Barry C. Delapp (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence

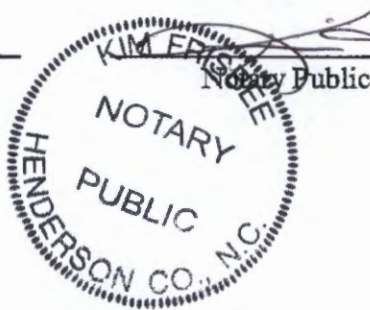
Robert T. Moroni, ANNA M. MORONI, D. MACSPARRAN,
JANET D. MACSPARRAN, D. MACSPARRAN, JANET D. MACSPARRAN
TIMOTHY LEE BOONE, JANICE BOONE

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 9th day of August, 2010.

My commission expires: 8/13/12

(stamp/seal)



B1441 P350

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 27 day of July 2010.

John A Best (Seal)
Owner John A. Best Lot 93

Erica Battel-Best (Seal)
Owner ERICA BATTEL-BEST Lot 93

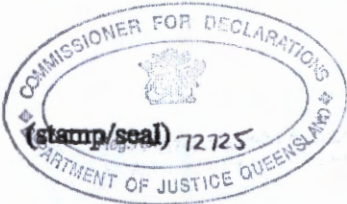
STATE OF QUEENSLAND
COUNTY OF AUSTRALIA

I, NATALEE MAY ROCHELLE HOWE, ^{COMMISSIONER FOR DECLARATIONS} a Notary Public of the County and State aforesaid, certify that, JOHN BEST AND ERICA BATTEL-BEST personally appeared before me this day and acknowledged the execution of the foregoing instrument. Sworn to and subscribed before me.

Witness my hand and official stamp or seal, this 27th day of JULY, 2010.

My Commission Expires: N/A

Natalie C Dec. 72725
Notary Public
COMMISSIONER FOR DECLARATIONS.



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 12 day of July, 2010.

Nancy H. Crabtree (seal)
Owner: LARRY D. & NANCY H. CRABTREE Lot 124

Robert W. Armstrong (seal)
Owner: Robert W. Armstrong Lot 30

Kathleen F. Armstrong (seal)
Owner: Kathleen F. Armstrong Lot 30

Oliver S. Hunt (seal)
Owner: OLIVER S. HUNT Lot 115

MAVIS L. HUNT (seal)
Owner: MAVIS L. HUNT Lot 115

Norris R. McDowell (seal)
Witness Norris R. McDowell

Oliver S. Hunt (seal)
Owner: OLIVER S. HUNT Lot 114

MAVIS L. HUNT (seal)
Owner: MAVIS L. HUNT Lot 114

Michele R. Frankl (seal)
Owner: Michele R. Frankl Lot 89

Ronald E. Frankl (seal)
Owner: Ronald E. Frankl Lot 89

Witness _____ (seal)

Owner: _____ (seal) Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I, Kim FRISBEE, a Notary Public of County and State aforesaid, certify that NORRIS R. MCDOWELL (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence LARRY D. CRABTREE AND NANCY H. CRABTREE, ROBERT M. ARMSTRONG AND KATHLEEN F. ARMSTRONG, OLIVER S. HUNT, MAVIS L. HUNT, OLIVER S. HUNT AND MAVIS L. HUNT, Michele R. FRANKL AND RONALD E. FRANKL (names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 12 day of July, 2010.

My commission expires: 8/13/12

Kim Frisbee
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 12 day of July, 2010.

[Signature] (seal)
Owner: Homayoun Engheta Lot 94

[Signature] (seal)
Owner: Kathryn H. Engheta Lot 94

[Signature] (seal)
Owner: Homayoun Engheta Lot 95

[Signature] (seal)
Owner: Kathryn H. Engheta Lot 95

Norris R. McDowell (seal)
Witness Norris R. McDowell

[Signature] (seal)
Owner: Dorothy Schneider Lot 116

[Signature] (seal)
Owner: Eugene Schneider Lot 116

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Owner: _____ Lot _____

____ (seal)
Witness _____

____ (seal)
Owner: _____ Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Norris R. McDowell (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence Homayoun Engheta, Kathryn Engheta, Homayoun Engheta and Kathryn Engheta, Dorothy Schneider, Eugene Schneider

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 12 day of July, 2010.

My commission expires: 8/12/12

[Signature]
Notary Public

(stamp/seal)



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 28 day of June, 2010.

John M. Rash (seal)
Owner: John M. Rash Lot 102
Virginia L. Rash (seal)
Owner: Virginia L. Rash Lot 102
Irene L. Miller (seal)
Owner: IRENE L. MILLER Lot 54

Vera Venturino (seal)
Owner: Vera VENTURINO Lot 54

Thomas R. Brogan (seal)
Witness Thomas R. Brogan

Lorraine M. Abenante (seal)
Owner: LORRAINE M. ABENANTE

Michael Stanchie (seal)
Owner: Michael STANCHIE Lot 55

Theodora S. Stanchie (seal)
Owner: Theodora S. Stanchie Lot 55

Merritt W. Roach (seal)
Owner: MERRITT W. ROACH Lot 57

James L. Roach (seal)
Owner: James L. Roach Lot 57

Thomas R. Brogan (seal)
Witness Thomas R. Brogan

Owner: _____ (seal)
Lot _____

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Thomas R. Brogan (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence

John M. RASH, VIRGINIA L. RASH, IRENE L. MILLER, VERA VENTURINO, LORRAINE M. ABENANTE, MICHAEL L. STANCHIE, THEODORA S. STANCHIE, MERRITT W. ROACH, JAMES L. ROACH

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 28 day of June, 2010.

My commission expires: 8-13-12

[Signature]
Notary Public

(stamp/seal)

DMS:4828-8835-5333v1|11144-11144-0067|1/15/2010
Signatures and Notary - subscribing witness



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 10 day of July, 2010.

Charles J. DeMauro (seal)
Owner: CHARLES J. DEMAURO Lot 63

Patricia M. DeMauro (seal)
Owner: PATRICIA M. DEMAURO Lot 63

Emil Moinet (seal)
Owner: MOINET Lot 56

Margaret Moinet (seal)
Owner: MOINET Lot 56

Paul Tesaurd (seal)
Owner: Paul TESAUD Lot 59 & 60

Witness Thomas R. Brogan (seal)
Thomas R. Brogan

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Owner: _____ (seal) Lot _____

Witness _____ (seal)

Owner: _____ (seal) Lot _____

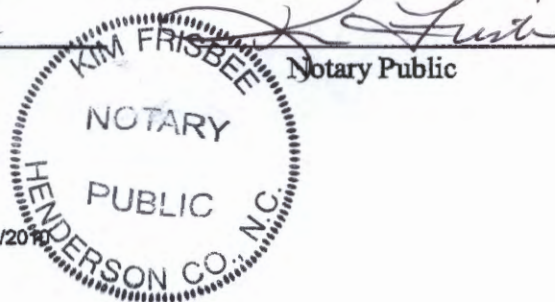
STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim FRISBEE, a Notary Public of County and State aforesaid, certify that Thomas R. Brogan (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence CHARLES J. DEMAURO, PATRICIA M. DEMAURO, Emil MOINET, Margaret Moinet, Paul TESAUD

(names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 10th day of July, 2010.

My commission expires: 8/13/12



(stamp/seal)

IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this _____ day of _____, 2010.

William H. Weller Mary D. Weller (seal) 5-28-10
Owner: William H. Weller Mary D. Weller Lot 46R

Ann L. Williamson Trustee (seal) 5-24-2010
Owner: ANN L. Williamson TRUST Lot 70

Doris G. Altmann Conrad Altmann (seal) 6-5-2010
Owner: Doris G. Altmann Lot 104
CONRAD ALTMANN

Elwood M. Foor Mandy Foor (seal) 6-5-2010
Owner: Elwood M. Foor & W. Candy Foor Lot 118

Charles Thomas Williamson (seal)
Witness Charles Thomas Williamson

Jeffrey J. Luce Rhonda Luce (seal) 6/12/10
Owner: Jeffrey J. Luce/Rhonda Luce Lot 71

John B. McEverett Karen McEverett (seal)
Owner: John B. McEverett Karen McEverett Lot 69 7/2/10

Bruce E. Lerner (seal)
Owner: BRUCE E. LERNER Lot 49R

Jean Lerner (seal)
Owner: JEAN LERNER Lot 49R

Roy L. Levine Trustee (seal)
Owner: Roy L. Levine Revocable Trust Lot 51

Bonnie B. Levine Trustee (seal)
Owner: Bonnie B. Levine Revocable Trust Lot 51

Charles Thomas Williamson (seal)
Witness Charles Thomas Williamson

STATE OF NORTH CAROLINA COUNTY OF HENDERSON
SUBSCRIBING WITNESS CERTIFICATION

I Kim Frisbee, a Notary Public of County and State aforesaid, certify that Charles Thomas Williamson (name of subscribing witness) personally appeared before me this day, and being duly sworn, stated in his presence William H. Weller and Mary D. Weller, Ann L. Williamson TTEE of the Ann L. Williamson Trust, Doris G. Altmann, Conrad Altmann, Elwood M. Foor, W. Candy Foor, Jeffrey J. Luce, Rhonda J. Luce, John B. McEverett, Karen McEverett, Bruce E. Lerner, Jean Lerner, Roy L. Levine TTEE of the * (names of principals) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS my hand and official seal this the 9th day of Sept., 2010.

My commission expires: 8-13-12
* Roy L. Levine Revocable Trust, Bonnie B. Levine TTEE of the Bonnie B. Levine (stamp/seal) Revocable Trust

Kim Frisbee
Notary Public



IN WITNESS WHEREOF, the undersigned has caused these presents to be signed and sealed, this 2ND day of September 2010.

Charles Thomas Williamson (Seal)
WITNESS Charles Thomas Williamson

Michelle Langel Trustee (Seal)
Owner _____ Lot 50
Michelle E Langel Restated
Revocable Trust (Seal)
Owner _____ Lot _____

STATE OF _____
COUNTY OF _____

I, _____, a Notary Public of the County and State aforesaid, certify that, _____ personally appeared before me this day and acknowledged the execution of the foregoing instrument. Sworn to and subscribed before me.

Witness my hand and official stamp or seal, this _____ day of _____, 2010.

My Commission Expires: _____

Notary Public

(stamp/seal)

State of North Carolina County of Henderson
Subscribing Witness Certification

I, Kim Frisbee, a Notary Public of County and State aforesaid, certify that Charles Thomas Williamson (name of subscribing witness) personally appeared before me this day and being duly sworn, stated in his presence Michelle Langel, Trustee of the Michelle E. Langel Restated Revocable Trust (name of principal) executed and acknowledged the execution thereof of the foregoing instrument.

WITNESS MY HAND AND OFFICIAL SEAL THIS THE 9TH DAY OF SEPTEMBER 2010.

My commission expires 8/13/12

Kim Frisbee
Kim Frisbee, Notary Public

DMS:4820-9956-4037v1|11144-11144-0067|1/15/2010
Signature Lines Black full page and Indiv Notary for couples

